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Attorney for Plaintiff,
JERMAINE MONTIEL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JERMAINE MONTIEL,

Plaintiff,

vs.

OFFICER M. WILLIAMS, Badge No.
3751; SERGEANT C. SHEPPARD,
Badge No.. 3125; OFFICER
HERNANDEZ, Badge No.. 3898;
OFFICER RODRIGUEZ, Badge No..
3087; JOHN DOE and RICHARD ROE;
ROBERT DAVIS; CITY OF SAN JOSE,

Defendants.

CASE NO.: C07-05490 JF

**STIPULATION AND [PROPOSED]
ORDER CHANGING DATE OF CASE
MANAGEMENT CONFERENCE**

This case concerns a confrontation between Plaintiff and San Jose Police officers in
the Kaiser Santa Teresa Emergency Room on August 26, 2006. Due to the

1 uncooperativeness of Kaiser in producing potential percipient witness employees for
2 deposition, despite subpoenas properly issued, the parties, by and through their attorneys of
3 record, Michael R. Groves for Defendants and Anthony Boskovich for Plaintiff, hereby
4 stipulate as follows:

5 1. The Settlement Conference in this matter before Magistrate Seeborg to be will
6 be rescheduled to a date in December, 2008 in order to allow for further discovery which may
7 aid in settlement.

8 2. In light of this, the parties hereby stipulate to move the Case Management
9 Conference before the Honorable Jeremy Fogel from the currently scheduled date of
10 September 26, 2008 to January 9, 2009 at 10:30 a.m.

11
12 Dated: September 25, 2008

_____/s/
ANTHONY BOSKOVICH, ESQ.

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14 Attorneys for Plaintiff,
JERMAINE MONTIEL

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16 Dated: September 25, 2008

RICHARD DOYLE, City Attorney

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18 By: _____/s/
MICHAEL R. GROVES
Sr. Deputy City Attorney

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20 Attorneys for Defendants,
CITY OF SAN JOSE, ROBERT DAVIS,
21 OFFICER MATTHEW WILLIAMS,
SERGEANT CARLTON SHEPPARD,
22 OFFICER JUAN HERNANDEZ, and
OFFICER GERARDO RODRIGUEZ

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1 ATTESTMENT OF CONCURRENCE PER GENERAL ORDER 45 FOR FILING:

2 I attest that concurrence in the filing of this document by the signatories, Michael
3 Groves and Anthony Boskovich, has been obtained, and that a record of the concurrence
4 shall be maintained at the Office of the City Attorney.

5
6 Date: September 25, 2008

By: _____/s/_____
MICHAEL R. GROVES

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11 Good Cause Appearing, IT IS SO ORDERED.

12
13 Date: 9/30/08 _____

14 
HONORABLE JEREMY FOGEL
Judge of the United States District Court